



## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Communication from the Secretary of State's Office Regarding Lodi's Incorporation Date

**MEETING DATE:** October 20, 2004

**PREPARED BY:** City Clerk

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**RECOMMENDED ACTION:** None required – information only.

**BACKGROUND INFORMATION:** During the course of researching a public information request recently, it was discovered that inconsistent incorporation dates have been used for the City of Lodi. The facts are as follows:

- **November 27, 1906** – Date of election to incorporate and elect officers.
- **December 3, 1906** – Date of the "Order of the Board of Supervisors of the County of San Joaquin made in the matter of the incorporation of the City of Lodi".
- **December 6, 1906** – Date the County's order was filed in the California Secretary of State's Office.

Attached as Exhibit A is communication from an archivist at the Secretary of State's Office who confirmed that the correct incorporation date is the date incorporation papers were **filed** in the Secretary of State's Office. Also included with the exhibit is a microfilm copy of the County's order of Lodi's incorporation and the Secretary of State's receipt indicating that it was filed on the 6<sup>th</sup> day of December 1906.

Lodi's Official City Seal (example below) states "Incorporated Nov 1906", which will be corrected as soon as possible.



**FUNDING:** None required.

Susan J. Blackston  
City Clerk

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**APPROVED:** \_\_\_\_\_  
Janet S. Keeter, Interim City Manager



SECRETARY OF STATE  
**KEVIN SHELLEY**  
STATE OF CALIFORNIA

RECEIVED

OCT 08 2004

City Clerk  
City of Lodi

**EXHIBIT A**

October 6, 2004

Susan Blackston  
Lodi City Clerk  
P.O. Box 3006  
Lodi, CA 95241-1910

Dear Ms. Blackston,

Thank you for your recent letter requesting information about the correct incorporation date for the City of Lodi. Per our telephone conversation, I can confirm that the correct date of incorporation is Dec. 6, 1906, the date the incorporation papers were filed by the Secretary of State's Office. The copies you requested are enclosed.

I hope this information is helpful. Please feel free to contact us again if we can be of additional assistance.

Sincerely,

  
Genevieve Troka  
Archivist II

IN THE MATTER OF THE INCORPORATION OF THE CITY OF LODI, IN  
THE COUNTY OF SAN JOAQUIN, STATE OF CALIFORNIA, AS A CITY OF  
THE SIXTH(6) CLASS.

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It appearing to this Board that the election ordered by this Board to be held on the 27th day of November, 1906, within the boundaries of the proposed City of Lodi has been held pursuant to the order of this Board, after notice given and published in the manner and for the time required by law and the order of this Board, and the returns of said election having been made to this Board, now on this 3rd day of December, 1906, the Monday next succeeding such election, this Board having canvassed the vote cast thereat, and it appearing to this Board that the majority of the votes cast are for incorporation and that F O Hale, J M Blodgett, G E Lawrence, L Villinger, and C A Rich received the highest number of votes respectively, for Trustees; that J W McMahon received the highest number of votes for Clerk; that W H Lowenz received the highest number of votes for Treasurer; that H B Coleman received the highest number of votes for Marshall,-

It is hereby ORDERED, DECREED AND DECLARED that the following described territory, a portion of San Joaquin County, State of California, to-wit,- Commencing for the beginning of the same at a point Forty(40) feet West from the Northeast corner of Section Twelve(12), T. 3 N. R. 6 E M.D.B. and M., and on the West line of the Cherokee Lane Road, and running thence South on the West line of said Cherokee Lane Road, Forty(40) feet distant from and parallel with the East line of said Section Twelve(12) one thousand, nine hundred and forty(1,940) feet; thence West parallel with the North line of said Section Twelve(12) to a point Thirty(30) feet East of the West line of said Section Twelve(12) and on the East line of the County Road known as Hutchins street, thence North along the East line of

said Hutchins street and parallel with the Section line 1940 feet to the North line of Section Twelve(12), T. 3 N. R. 6 E. M.D.B. and M. ,thence continuing North on the East line of Hutchins street and parallel with the West line of Section One(1), T. 3 N. R.6 E., to Lockeford street; thence continuing on the East line of Hutchins street produced, North to the South line of Louie Avenue in Burr's Addition to the Town of Lodi; thence East on the South line of said Louie Avenue, and the South line of Louie Avenue produced, to the East line of the Southern Pacific Railroad Right of Way; thence Southerly along the East line of the Southern Pacific Railroad right of way 1245 feet; thence East , parallel with the South line of Section One(1), T. 3 N. R. 6 E. , M. D B and M. to a point forty(40) feet West of the East line of said Section One(1), and on the West line of the Cherokee Lane Road; thence South, forty(40) feet distant from and parallel with the East line of said Section One(1), and on the West line of the Cherokee Lane Road, 3343 feet to the point of beginning;- be and the same is hereby duly incorporated as a municipal corporation of the Sixth (6th) class, under the name and style of the City of Lodi.

It is further ORDERED AND DECLARED that the officers of the City of Lodi are as follows: Trustees- F O Hale, J M Blodgett, G E Lawrence, L Villinger, and C A Rich; Clerk, J W McMahon;

STATE OF CALIFORNIA

County of San Joaquin,

ss.

rti-

I, EUGENE D. GRAHAM, County Clerk and ex-officio Clerk of the Superior Court, do hereby certify the foregoing to be a full, true and correct copy of the original.

*Order of the Board of Supervisors of the County of San Joaquin, State of California made "In the Matter of the Incorporation of the City of Lodi said County and State as a City of the Sixth class"*

on file in my office, and that I have carefully compared the same with the original.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Superior Court,

this 4th day of December A.D. 1906

EUGENE D. GRAHAM, County Clerk

By *Edward Van Orman* Deputy.

said Hutchins street and parallel with the Section line 1940 feet to the North line of Section Twelve(12), T. 3 N. R. 6 E. M.D.B. and M. ,thence continuing North on the East line of Hutchins street and parallel with the West line of Section One(1), T. 3 N. R.6 E., to Lockeford street; thence continuing on the East line of Hutchins street produced, North to the South line of Louie Avenue in Burr's Addition to the Town of Lodi; thence East on the South line of said Louie Avenue, and the South line of Louie Avenue produced, to the East line of the Southern Pacific Railroad Right of Way; thence Southerly along the East line of the Southern Pacific Railroad right of way 1245 feet; thence East , parallel with the South line of Section One(1), T. 3 N. R. 6 E. , M. D B and M. to a point forty(40) feet West of the East line of said Section One(1), and on the West line of the Cherokee Lane Road; thence South, forty(40) feet distant from and parallel with the East line of said Section One(1), and on the West line of the Cherokee Lane Road, 3343 feet to the point of beginning;- be and the same is hereby duly incorporated as a municipal corporation of the Sixth (6th) class, under the name and style of the City of Lodi.

It is further ORDERED AND DECLARED that the officers of the City of Lodi are as follows: Trustees- F O Hale, J M Blodgett, G E Lawrence, L Villinger, and C A Rich; Clerk, J W McMahon; Treasurer, W.H.Lorenz; Marshall, H.E.Coleman.

It is further ordered that a copy of this order, duly certified ,be filed in the office of the Secretary of State.

Endorsed:

Received and Filed

Dec 3- 1906

Eugene D Graham, Clerk.

By Edward Van Vranken, Deputy Clerk.

*Inc*  
*City hodi*  
*{ 266 }*

FILED in the Office of the  
SECRETARY OF STATE

*6th* day of  
*Dec* A. D. 1906

*C. F. L.*  
SECRETARY OF STATE

By *M. M. L.*  
DEPUTY

Record Book \_\_\_\_\_ Page \_\_\_\_\_